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APPLICATION NO. FILING DATE 09/785,863 02/16/2001		FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
		Jafar Nabkel	020366-066900		
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Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary Application No. Og/785,683 NABKEL ET AL. Examiner Art Unit AshortEned 5 Art Audit 2842 AshortEned 5 Art Unit AshortEned 5 Art Unit							46			
Examiner Rasha S.AL-Aubaidi 2642 - The MALLING DATE of this communication appears on the cover sheet with the correspondence address Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MALLING DATE OF THIS COMMUNICATION. - Examiner of time may be available under the processor of 31 CPR 1.136(a). In or overt, however, may a reply be timely filed - If the period from thy appointed worth is lise than thirty (30) days, a reply within no stabutiony minimum of thirty (30) days will be considered timely If the period from the processor of 31 CPR 1.136(a). In or overt, however, may a reply be timely filed - If the period from the processor of 31 CPR 1.136(a). In or overt, however, may a reply be timely filed If the period for may be period advantable prior the material processor If the period for may be period advantable than the material processor Any may five daved by the Office listed than three materials date of the communication Any may five daved by the Office listed than three materials date of the communication Any may five daved by the Office listed than three materials date of the communication Any may five daved by the Office listed than three materials date of the communication Any may five daved by the Office listed than three materials date of the communication Any may five daved by the Office listed than three materials date of the communication Any may five date of the communication of the communication and processor. - The All Lind of the state of the communication of the communication and processor. - The All Lind of the All Lind of the All Lind of the Communication. - Any caption of Claims - All Discourse of Claims - All Discourse of Claims - All Discourse of Claims - All Discourse of Claims - All Discourse of Claims - All Discourse of Claims - All Discourse of Claims - All Discourse of Claims - All Discourse of Claims - All Discourse of Claims - All Discourse of Claims - All Discourse of Claims - All Discourse of Clai	1		App	lication No.		Applicant(s)				
Rasha S AL-Aubaidi			09/	785,863		NABKEL ET AL.				
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THE MAILING DATE OF THIS COMMUNICATION. Ederlicinos of the may be available under the provision of 3 CFR 1.13(a). In no event, however, may a reply be timely field after 50 (6) MONTHS from the mailing date of this communication. I MOS period for reply is specified to other period of the communication of the provision of the period of			nication appears	on the cover	sheet with the c	orrespondence ad	ldress			
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Application/Control Number: 09/785,863

Art Unit: 2642

Response to Amendment

DETAILED ACTION

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.

This application currently names joint inventors. In considering patentability of the claims under 35 U.S.C. 103(a), the examiner presumes that the subject matter of the various claims was commonly owned at the time any inventions covered therein were made absent any evidence to the contrary. Applicant is advised of the obligation under 37 CFR 1.56 to point out the inventor and invention dates of each claim that was not commonly owned at the time a later invention was made in order for the examiner to consider the applicability of 35 U.S.C. 103(c) and potential 35 U.S.C. 102(e), (f) or (g) prior art under 35 U.S.C. 103(a).

Claims 1-37 are rejected under 35 U.S.C. 103(a) as being unpatentable over McLeod et al (US PAT# 5,222,120) in view of Kung et al. (US PAT #6,373,817).

Regarding claim 1, McLeod teaches a In a communication network comprising a plurality of subscriber telephone lines (see col.2, lines 18-20), each coupled to an

Application/Control Number: 09/785,863

Art Unit: 2642

associated telephoning switching facility, each subscriber telephone line having at least one directory number and an associated subscriber profile including selected information services, a method for providing information services to a subscriber, comprising: detecting an off-hook condition at a subscriber telephone line (this feature is inherent); determining the information services selected by the subscriber (reads on customer profile, see col.24, lines 45-57); and, generating a message corresponding to the selected information services for receipt by the subscriber, wherein the step of determining comprises correlating the subscriber directory number with the selected information services in the subscriber's profile (see col. 24, lines 51-57).

McLeod does not teach generating a message "in response to the off-hook condition" detection.

However, Kung et al does teach the announcement server 220 may detect the off-hook condition of the phone and play advertisements or other announcements to the user, (see col. 10, lines 13-15).

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to incorporate the feature of generating a message or announcement in response to an off hook detection, as taught by Kung, into the McLeod system in order to provide the user with the convenient of accessing the required service such as the news, updates of the stock market, or the weather without the need to dial or memorize any access number. Also, Kung teaches a



Art Unit: 2642

business agreement such as reduced phone rates may be provided to users who agree to listen to announcement when they go off-hook.

Claims 16 and 27 are rejected for the same reasons as respect to claim 1.

Regarding claim 2, McLeod teaches the message is an audio message (see col.24, lines 29-39).

Regarding claims 6, 17, and 28, McLeod teaches a method wherein the step of determining comprises correlating the subscriber directory number with the selected information services in the subscriber's profile in accordance with predetermined criteria (see col.4, lines 29-32).

Regarding claims 9,10, 20,21,31, and 32 McLeod teaches that while receiving the message, or after the message completes, entering one of a plurality of codes by the subscriber accesses additional information, and entering a code by the subscriber accesses the subscriber's correspondence messaging service (see col.24, lines 58-68).

Regarding claims 12,23, and 35 McLeod teaches the communication network is a public switched telephone network.

Regarding clamis14, 25, and 36, McLeod teaches that the subscriber selects an appropriate calling number by generating DTMF (dual tone multi-frequency) tones (see col. 25, lines 43-45).



Art Unit: 2642

Regarding claims 15, 26, and 37, the message is terminated when the subscriber goes "on hook" by hanging up the line. (The feature is inherent in McLeod; hanging up will end the transmission of the message).

Regarding claims 3-5; the use of different types of messages such as text, video, and graphic message would have been obvious to one of ordinary skill in the art at the time the invention was made since the use of multimedia messages is well known and desired.

Regarding claims 7, 18, and 29 wherein the predetermined criteria includes the time, date, or day of week (the subscriber would obviously specify how often a certain feature such as the news or the weather will be need it).

Regarding claims 8, 19, and 30 wherein the predetermined criteria includes the time since the last detected "off-hook" condition. This simply reads on the subscribers choice of having the service provided during certain times or after making certain number of phone calls. This also may be an agreement between the business and the subscriber in Kung.

Regarding calims 13, 24, and 35 wherein selecting an appropriate calling number by the subscriber terminates the message. This is obvious because dialing should step the announcement.

Regarding claims 11,22, and 33, wherein the communication-network is an advanced intelligent network (AIN) this simply reads on using the features in an advanced intelligent network.

Application/Control Number: 09/785,863

Art Unit: 2642

Response to Arguments

3. Applicant's arguments have been considered but are moot in view of the new ground(s) of rejection.

Conclusion

4. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Rasha S AL-Aubaidi whose telephone number is (703) 605-5145. The examiner can normally be reached on Monday- Friday from 7:30 am to 4:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ahmad F Matar, can be reached on (703) 305-4731. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9314.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 305-4700.

Mayor Mayor

SUPERVISORY PATENT EXAMINER TECHNOLOGY CENTER 2600

Examiner

Rasha S Al-Aubaidi

August 28, 2002